

# **EXHIBIT A**

September 06 2023 10:38 AM

CONSTANCE R. WHITE  
COUNTY CLERK  
NO: 23-2-09514-1SUPERIOR COURT OF WASHINGTON FOR PIERCE COUNTY  
CASE COVER SHEET / CIVIL CASECase Title MARC W. SHETTLESWORTH VS. UMPQUA BANK  
Atty/Litigant Douglas Harry Sanders  
Address 17410 133rd Ave NE Ste 301  
City Woodinville State WACase Number 23-2-09514-1  
Bar# 60610 Phone (516) 413-4100  
Zip Code 98072  
Email Address \_\_\_\_\_

Please check one category that best describes this case for indexing purposes.

***If you cannot determine the appropriate category, Please describe the cause of action below. This will create a Miscellaneous cause which is not subject to PCLR 3.*****APPEAL / REVIEW**

- ☐
- Administrative Law Review (ALR 2) REV 6
- 
- ☐
- Civil, Non-Traffic (LCA 2) REV 6
- 
- ☐
- Civil, Traffic (LCI 2) REV 6
- 
- ☐
- Land Use Petition (LUP 2) LUPA

**CONTRACT / COMMERCIAL**

- ☐
- Breach of Contract, Commercial Non-Contract
- 
- or Commercial-Contract (COM 2) STANDARD
- 
- ☐
- Third Party Collection (COL 2) REV 4

**JUDGEMENT**

- ☐
- Judgement, Another County or Abstract
- 
- Only (ABJ 2) Non PCLR
- 
- ☐
- Transcript of Judgement (TRJ 2) Non PCLR
- 
- ☐
- Foreign Judgement Civil or Judgement,
- 
- Another State (FJU 2) Non PCLR

**TORT / MOTOR VEHICLE**

- Death, Non-Death Injuries or Property
- 
- Damage Only (TMV 2) STANDARD

**TORT / NON MOTOR VEHICLE**

- ☐
- Other Malpractice (MAL 2) COMPLEX
- 
- ☐
- Personal Injury (PIN 2) STANDARD
- 
- ☐
- Property Damage (PRP 2) STANDARD
- 
- ☐
- Wrongful Death (WDE 2) STANDARD
- 
- ☐
- Other Tort, Products Liability or Asbestos
- 
- (TTO 2) COMPLEX

**PROPERTY RIGHTS**

- ☐
- Condemnation (CON 2) STANDARD
- 
- ☐
- Foreclosure (FOR 2) REV 4
- 
- ☐
- Property Fairness (PFA 2) STANDARD
- 
- ☐
- Quiet Title (QTI 2) STANDARD
- 
- ☐
- Unlawful Detainer / Eviction (UND 2) REV 4
- 
- ☐
- Unlawful Detainer / Contested (UND 2) REV 4

**OTHER COMPLAINT OR PETITION**

- ☒
- Compel/Confirm Bind Arbitration, Deposit of
- 
- Surplus Funds, Interpleader, Subpoenas, Victims'
- 
- Employment Leave, or Wireless Number Disclosure,
- 
- Miscellaneous (MSC 2) REV 4
- 
- ☐
- Injunction (INJ 2) REV 4
- 
- ☐
- Malicious Harassment (MHA 2) Non PCLR
- 
- ☐
- Meretricious Relationship (MER 2) REV 4
- 
- ☐
- Minor Settlement/No Guardianship (MST2) REV 4
- 
- ☐
- Pet for Civil Commit/Sex Predator (PCC2) REV 4
- 
- ☐
- Property Damage Gangs (PRG 2) REV 4
- 
- ☐
- Relief from Duty to Register (RDR) REV 12
- 
- ☐
- Restoration of Firearm Rights (RFR 2) REV 4
- 
- ☐
- Seizure of Property/Comm. of Crime (SPC2) REV 4
- 
- ☐
- Seizure of Property Result from Crime (SPR2) REV 4
- 
- ☐
- Trust/Estate Dispute Resolution (TDR2) REV 12
- 
- ☐
- Restoration of Opportunity (CRP) REV 4

**TORT / MEDICAL MALPRACTICE**

- ☐
- Hospital, Medical Doctor, or Other Health Care
- 
- Professional (MED2) COMPLEX

**WRIT**

- ☐
- Habeas Corpus (WHC 2) REV 4
- 
- ☐
- Mandamus (WRM 2) REV 4
- 
- ☐
- Review (WRV 2) REV 4
- 
- ☐
- Miscellaneous Writ (WMW 2) REV 4

**MISCELLANEOUS CLASS ACTION COMPLAINT**

September 06 2023 10:38 AM

CONSTANCE R. WHITE  
COUNTY CLERK  
NO: 23-2-09514-1**IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR PIERCE COUNTY**MARC W. SHETTLESWORTH  
Plaintiff(s)

vs.

UMPQUA BANK  
Defendant(s)

NO. 23-2-09514-1

**ORDER ASSIGNING CASE TO JUDICIAL  
DEPARTMENT AND SETTING REVIEW  
HEARING DATE(PCLR3/PCLR40)**Judge: **Philip K. Sorensen**  
Department: **19**  
Docket Code: **ORACD****Notice to Plaintiff/Petitioner(s):**

\* Case filed, then served: Plaintiff(s)/Petitioner(s) shall serve a copy of this Order Assigning Case to Judicial Department on the Defendant(s)/Respondent(s) along with a copy of the Summons and Complaint.

\* Case served, then filed: Plaintiff(s)/Petitioner(s) shall serve a copy of this Order Assigning Case to Judicial Department within five (5) court days of filing.

\* Service by publication pursuant to court order: Plaintiff(s)/Petitioner(s) shall serve a copy of this Order Assigning Case to Judicial Department within five (5) court days of the Defendant(s)/Respondent(s) first response or appearance.

**Trial Date:**

A trial date may be obtained by filing a 'Note of Issue' for assignment of a trial date at least seven (7) court days prior to the date fixed for the mandatory hearing date set out below.

If a trial date is NOT obtained, failure to appear on the date below may result in dismissal of the case by the Court. Further, if the case has been fully resolved and all final papers have been entered by the Court, no appearance is required.

**Mandatory Hearing Date: January 05, 2024 at 9:00 AM**

At the time of this mandatory hearing, the Court may provide you with a Case Schedule which may include the trial date, if necessary. Failure to appear on this date may result in dismissal of the case by the Court.

**Cases Agreed or by Default:**

If you settle your case by entry of an order of default or agreement and all of the appropriate time requirements have been met, you may file a 'Note for Commissioner's Calendar to appear before a Court Commissioner for entry of all final papers unless presentation is allowed in the Commissioner's Ex Parte Department.

A FREE LINX account is required in order to access electronic services (including e-filing, e-service, order submissions, etc). You can setup your free LINX account here: <https://www.piercecountywa.gov/374/E-Filing>

September 6, 2023  
Date  
Philip K. Sorensen  
Department 19

September 06 2023 10:38 AM

CONSTANCE R. WHITE  
COUNTY CLERK  
**NO: 23-2-09514-1**IN THE SUPERIOR COURT FOR THE STATE OF WASHINGTON  
FOR THE COUNTY OF PIERCE

MARC W. SHETTLESWORTH, individually )  
and on behalf of all others similarly situated, )  
Plaintiff, ) No.  
v. ) SUMMONS  
UMPQUA BANK, )  
Defendants. )  
\_\_\_\_\_ )

TO SAID DEFENDANTS: A lawsuit has been started against you in the above entitled court by Marc W. Shettlesworth, plaintiff. Plaintiff's claim is stated in the written complaint, a copy of which is served upon you with this summons.

In order to defend against this lawsuit, you must respond to the complaint by stating your defense in writing, and by serving a copy upon the person signing this summons within 20 days after the service of this summons, excluding the day of service, or a default judgment may be entered against you without notice. A default judgment is one where plaintiff is entitled to what she or he asks for because you have not responded. If you serve a notice of appearance on the undersigned person, you are entitled to notice before a default judgment may be entered. You may demand that the plaintiff file this lawsuit with the court. If you do so, the demand

SUMMONS

MILBERG COLEMAN BRYSON  
PHILLIPS GROSSMAN, PLLC  
1311 Ponce de Leon Ave.  
San Juan, PR 00907  
516-741-5600

1 must be in writing and must be served upon the person signing this summons. Within 14 days  
2 after you serve the demand, the plaintiff must file this lawsuit with the court, or the service on  
3 you of this summons and complaint will be void.

4 If you wish to seek the advice of an attorney in this matter, you should do so promptly so  
5 that your written response, if any, may be served on time.

6 This summons is issued pursuant to rule 4 of the Superior Court Civil Rules of the State of  
7 Washington.  
8

9 Dated: September 6, 2023

10 MILBERG COLEMAN BRYSON  
11 PHILLIPS GROSSMAN, PLLC

12 /s/ Douglas H. Sanders  
13 Douglas H. Sanders, WSBA# 60610  
14 Attorney for Plaintiff  
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SUMMONS

MILBERG COLEMAN BRYSON  
PHILLIPS GROSSMAN, PLLC  
1311 Ponce de Leon Ave.  
San Juan, PR 00907  
516-741-5600

October 10 2023 3:21 PM

CONSTANCE R. WHITE  
COUNTY CLERK  
NO: 23-2-09514-1**IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR PIERCE COUNTY**

MARC W SHETTLESWORTH

Plaintiff(s),

vs.

UMPQUA BANK

Defendant(s)

No. 23-2-09514-1

NOTE FOR MOTION DOCKET

**TO THE CLERK OF THE SUPERIOR COURT AND TO OPPOSING PARTY:**Name: Douglas Harry Sanders  
Address: MILBERG COLEMAN BRYSON PHILLIPS  
GROSSMAN PLLC 1311 PONCE DE LEON AVE. SAN JUAN, PR  
00907Phone: (516) 741-5600  
Attorney for Plaintiff/PetitionerName: UMPQUA BANK  
Address: C/O JESSICA M. ANDRADE, POLSINELLI PC 1000  
2ND AVE., STE. 3500 SEATTLE, WA 98104Phone: (206) 393-5422  
Defendant

Please take notice that the undersigned will bring on for hearing a motion for:

**Pierce County Superior Court, County-City Building - 930 Tacoma Ave S - Tacoma, WA 98402****Motion - Motion****Nature of Hearing:** Other STIPULATED MOTION TO EXTEND ANSWER DEADLINE**Calendar:** Philip K. Sorensen**CALENDAR DATE:** Friday, October 20, 2023 9:00 AM**WORKING COPIES SHALL BE DELIVERED TO THE COURT PURSUANT TO PCLR 7 (a) (7)****PARTY SETTING HEARING SHALL CONFIRM BY NOON THREE COURT DAYS PRIOR TO HEARING**

Submitted by:

**DATED:** October 10, 2023.**NAME:** Jessica Marie Andrade**ADDRESS:** 1000 2nd Ave Ste 3500  
SEATTLE, WA 98104-1086**Signed:** /s/ Jessica Marie Andrade**Phone:** (206) 393-5422**WSBA#:** 39297**For:**

October 10 2023 3:21 PM

The Honorable Philip K. Sorensen  
Deputy Clerk  
NO: 23-2-09514-1

**IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
FOR PIERCE COUNTY**

MARC W. SHETTLESWORTH, individually  
and on behalf of all others similarly situated,

Plaintiff,

v.

UMPQUA BANK,

Defendant.

Case No. 23-2-09514-1

**STIPULATED MOTION TO EXTEND  
TIME TO ANSWER PLAINTIFF'S  
COMPLAINT**

IT IS HEREBY STIPULATED AND AGREED by and between Plaintiff Marc W. Shettlesworth ("Plaintiff") and Defendant Umpqua Bank ("Defendant"), through counsel of record, that the date by which Defendant must answer, move, or otherwise respond to Plaintiff's Complaint should be extended to and include November 10, 2023. This Stipulation shall not in any way affect the parties' reservation of rights and remedies, subject only to the extension of time provided herein.

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STIPULATED MOTION TO EXTEND TIME TO  
ANSWER PLAINTIFF'S COMPLAINT - 1  
(Case No. 23-2-09514-1)

DATED this 10<sup>th</sup> day of October, 2023.

POLSINELLI PC

By: /s/ Jessica M. Andrade  
Jessica M. Andrade, WSBA #39297  
1000 Second Ave., Suite 3500  
Seattle, Washington 98104  
Telephone: (206) 393-5400  
Facsimile: (206) 393-5401  
Email: jessica.andrade@polsinelli.com

*Attorneys for Defendant Umpqua Bank*

MILBERG COLEMAN BRYSON PHILLIPS  
GROSSMAN PLLC

By: /s/ Douglas H. Sanders  
Douglas H. Sanders, WSBA #60610  
1311 Ponce de Leon Avenue  
San Juan, Puerto Rico 00907  
Telephone: (516) 741-5600  
Email: dsanders@milberg.com

*Attorneys for Plaintiff Marc W. Shettlesworth  
and Putative Class Members*

STIPULATED MOTION TO EXTEND TIME TO  
ANSWER PLAINTIFF'S COMPLAINT - 2  
(Case No. 23-2-09514-1)

 **POLSINELLI**  
1000 SECOND AVENUE, SUITE 3500  
SEATTLE, WA 98104 • (206) 393-5400



**CERTIFICATE OF SERVICE**

I hereby certify under penalty of perjury under the laws of the State of Washington that on the date below, I electronically filed the foregoing **Stipulated Motion to Extend Time to Answer Plaintiff's Complaint** with the Clerk of the Court using the LINX system, and served the Motion on parties of record, as follows, via electronic mail:

Douglas H. Sanders, WSBA #60610  
MILBERG COLEMAN BRYSON PHILLIPS GROSSMAN, PLLC  
1311 Ponce de Leon Avenue  
San Juan, Puerto Rico 00907  
Telephone: (516) 741-5600  
Email: dsanders@milberg.com

Gary M. Klinger  
MILBERG COLEMAN BRYSON PHILLIPS GROSSMAN, PLLC  
227 W. Monroe Street, Suite 2100  
Chicago, Illinois 60606  
Telephone: (866) 252-0878  
Email: gklinger@milberg.com

Bryan L. Bleichner  
Philip Krzeski  
*Pro hac vice* applications forthcoming  
CHESTNUT CAMBRONNE PA  
100 Washington Avenue South, Suite 1700  
Minneapolis, MN 55401  
Telephone: (612) 339-7300  
Facsimile: (612) 336-2940  
Email: bbleichner@chestnutcambronne.com  
pkrzeski@chestnutcambronne.com

*Attorneys for Plaintiff Marc W. Shettlesworth  
and Putative Class Members*

DATED this 10<sup>th</sup> day of October, 2023, at Seattle, Washington.

/s/ Jessica M. Andrade  
Jessica M. Andrade, WSBA #39297  
POLSINELLI PC  
[jessica.andrade@polsinelli.com](mailto:jessica.andrade@polsinelli.com)

STIPULATED MOTION TO EXTEND TIME TO  
ANSWER PLAINTIFF'S COMPLAINT - 3  
(Case No. 23-2-09514-1)

 **POLSINELLI**  
1000 SECOND AVENUE, SUITE 3500  
SEATTLE, WA 98104 • (206) 393-5400

The Honorable Philip K. Sorensen  
Dept. 19

**IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
FOR PIERCE COUNTY**

MARC W. SHETTLESWORTH, individually  
and on behalf of all others similarly situated,

Plaintiff,

v.

UMPQUA BANK,

Defendant.

Case No. 23-2-09514-1

**ORDER EXTENDING TIME TO  
ANSWER PLAINTIFF'S COMPLAINT**

**[PROPOSED]**

Upon the parties' Stipulated Motion to Extend Time to Answer Plaintiff's Complaint, and for good cause shown, the Court grants the Motion. The deadline for Defendant Umpqua Bank to respond to Plaintiff's Complaint is November 10, 2023.

IT IS SO ORDERED.

DATED: \_\_\_\_\_

\_\_\_\_\_  
The Honorable Philip K. Sorensen  
Department 19

[PROP.] ORDER EXTENDING TIME TO  
ANSWER PLAINTIFF'S COMPLAINT - 1  
(Case No. 23-2-09514-1)

1 Presented by:

2 POLSINELLI PC

3 /s/ Jessica M. Andrade

Jessica M. Andrade, WSBA #39297

4 1000 2nd Avenue, Suite 3500

Seattle, WA 98104

5 Telephone: (206) 393-5400

Facsimile: (206) 393-5401

6 Email: jessica.andrade@polsinelli.com

7 *Attorneys for Defendant Umpqua Bank*

8 MILBERG COLEMAN BRYSON PHILLIPS

9 GROSSMAN, PLLC

10 By: /s/ Douglas H. Sanders

Douglas H. Sanders, WSBA #60610

11 1311 Ponce de Leon Avenue

San Juan, Puerto Rico 00907

12 Telephone: (516) 741-5600

Email: dsanders@milberg.com

13 *Attorneys for Plaintiff Marc W. Shettlesworth*  
14 *and Putative Class Members*

**CERTIFICATE OF SERVICE**

I hereby certify under penalty of perjury under the laws of the State of Washington that on the date below, I electronically filed the foregoing **[Proposed] Order Extending Time to Answer Plaintiff's Complaint** with the Clerk of the Court using the LINX system, and served the Proposed Order on parties of record, as follows, via electronic mail:

Douglas H. Sanders, WSBA #60610  
MILBERG COLEMAN BRYSON PHILLIPS GROSSMAN, PLLC  
1311 Ponce de Leon Avenue  
San Juan, Puerto Rico 00907  
Telephone: (516) 741-5600  
Email: dsanders@milberg.com

Gary M. Klinger  
MILBERG COLEMAN BRYSON PHILLIPS GROSSMAN, PLLC  
227 W. Monroe Street, Suite 2100  
Chicago, Illinois 60606  
Telephone: (866) 252-0878  
Email: gklinger@milberg.com

Bryan L. Bleichner  
Philip Krzeski  
*Pro hac vice* applications forthcoming  
CHESTNUT CAMBRONNE PA  
100 Washington Avenue South, Suite 1700  
Minneapolis, MN 55401  
Telephone: (612) 339-7300  
Facsimile: (612) 336-2940  
Email: bbleichner@chestnutcambronne.com  
pkrzeski@chestnutcambronne.com

*Attorneys for Plaintiff Marc W. Shettlesworth  
and Putative Class Members*

DATED this 10<sup>th</sup> day of October, 2023, at Seattle, Washington.

/s/ Jessica M. Andrade  
Jessica M. Andrade, WSBA #39297  
POLSINELLI PC  
[jessica.andrade@polsinelli.com](mailto:jessica.andrade@polsinelli.com)

October 10 2023 4:26 PM

CONSTANCE R. WHITE  
COUNTY CLERK  
**NO: 23-2-09514-1**

**IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR PIERCE COUNTY**

MARC W SHETTLESWORTH

Plaintiff(s),

vs.

UMPQUA BANK

Defendant(s)

NO. 23-2-09514-1

NOTICE OF APPEARANCE

TO: Clerk of the Court

AND TO: Douglas Harry Sanders, attorney for Plaintiff, MARC W SHETTLESWORTH

PLEASE TAKE NOTICE that Jessica Marie Andrade, appears herein on behalf of the Defendant(s) UMPQUA BANK and requests that all further pleadings and paper, except original process, be served upon said attorney at the address listed below.

DATED: October 10, 2023

/s/ Jessica Marie Andrade  
\_\_\_\_\_  
Jessica Marie Andrade, #39297  
Attorney for Defendant(s)

## SUPERIOR COURT FOR PIERCE COUNTY, WASHINGTON

October 17 2023 8:30 AM

CONSTANCE R. WHITE  
COUNTY CLERK  
NO: 23-2-09514-1

Marc W. Shettlesworth, individually and on behalf of all others similarly situated

Plaintiff

Case No.: 23-2-09514-1

vs.

Umpqua Bank

Defendant

AFFIDAVIT OF SERVICE

I, Ken Roswold, a Private Process Server, being duly sworn, depose and say:

That I have been duly authorized to make service of the Summons, Class Action Complaint, and Order Assigning Case to Judicial Department and Setting Review Hearing Date (PCLR3/PCLR40) in the above entitled case.

That I am over the age of eighteen years and not a party to or otherwise interested in this action.

That on 09/21/2023 at 9:36 AM, I served Umpqua Bank c/o Clint Stein, Chief Executive Officer at 1301 A Street, Suite 800, Tacoma, Washington 98402 with the Summons, Class Action Complaint, and Order Assigning Case to Judicial Department and Setting Review Hearing Date (PCLR3/PCLR40) by serving Karina Busch, Executive Director, authorized to accept service.

Karina Busch is described herein as:

Gender: Female Race/Skin: White Age: 40 Weight: 150 Height: 5'10" Hair: Blonde Glasses: No

I solemnly affirm under the penalties of perjury that the contents of this document are true to the best of my knowledge, information, and belief.

Sworn to before me on 10/9/23

Notary Public

My Commission Expires:

NATHAN H SPILDE

3/28/26



Ken Roswold

Client Ref Number: 23090967357

Job #: 1623903

Capitol Process Services, Inc. 1837 18th Street, NW, Washington, DC 20009 | (202) 667-0050





E-FILED  
IN COUNTY CLERK'S OFFICE  
PIERCE COUNTY, WASHINGTON

September 06 2023 10:38 AM

CONSTANCE R. WHITE  
COUNTY CLERK  
NO: 23-2-09514-1

IN THE SUPERIOR COURT FOR THE STATE OF WASHINGTON  
FOR THE COUNTY OF PIERCE

MARC W. SHETTLESWORTH, individually )  
and on behalf of all others similarly situated, )  
Plaintiff, ) No.  
v. ) SUMMONS  
UMPQUA BANK, )  
Defendants. )

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In order to defend against this lawsuit, you must respond to the complaint by stating your defense in writing, and by serving a copy upon the person signing this summons within 20 days after the service of this summons, excluding the day of service, or a default judgment may be entered against you without notice. A default judgment is one where plaintiff is entitled to what she or he asks for because you have not responded. If you serve a notice of appearance on the undersigned person, you are entitled to notice before a default judgment may be entered. You may demand that the plaintiff file this lawsuit with the court. If you do so, the demand

SUMMONS

MILBERG COLEMAN BRYSON  
PHILLIPS GROSSMAN, PLLC  
1311 Ponce de Leon Ave.  
San Juan, PR 00907  
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1 must be in writing and must be served upon the person signing this summons. Within 14 days  
2 after you serve the demand, the plaintiff must file this lawsuit with the court, or the service on  
3 you of this summons and complaint will be void.

4 If you wish to seek the advice of an attorney in this matter, you should do so promptly so  
5 that your written response, if any, may be served on time.

6 This summons is issued pursuant to rule 4 of the Superior Court Civil Rules of the State of  
7 Washington.  
8

9 Dated: September 6, 2023

10 MILBERG COLEMAN BRYSON  
11 PHILLIPS GROSSMAN, PLLC

12 /s/ Douglas H. Sanders  
13 Douglas H. Sanders, WSBA# 60610  
14 Attorney for Plaintiff  
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SUMMONS

MILBERG COLEMAN BRYSON  
PHILLIPS GROSSMAN, PLLC  
1311 Ponce de Leon Ave.  
San Juan, PR 00907  
516-741-5600